

118TH CONGRESS
1ST SESSION

H. R. 6068

To allow a period in which members of the clergy may revoke their exemption from Social Security coverage, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 26, 2023

Mr. MCCARTHY (for himself, Mr. THOMPSON of California, Mr. CISCOMANI, Mr. ARRINGTON, Mr. BILIRAKIS, Ms. DELBENE, Mr. ESTES, Mr. MIKE GARCIA of California, Mr. KELLY of Pennsylvania, Mr. LAHOOD, Mr. SMITH of Nebraska, Mr. SMUCKER, Mrs. STEEL, and Mr. WENSTRUP) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To allow a period in which members of the clergy may revoke their exemption from Social Security coverage, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Clergy Act”.

1 **SEC. 2. REVOCATION BY MEMBERS OF THE CLERGY OF EX-**
2 **EMPTION FROM SOCIAL SECURITY COV-**
3 **ERAGE.**

4 (a) IN GENERAL.—Notwithstanding section
5 1402(e)(4) of the Internal Revenue Code of 1986, any ex-
6 emption which has been received under section 1402(e)(1)
7 of such Code by a duly ordained, commissioned, or li-
8 censed minister of a church, a member of a religious order,
9 or a Christian Science practitioner, and which is effective
10 for the taxable year in which this Act is enacted, may be
11 revoked by filing an application therefor (in such form and
12 manner, and with such official, as may be prescribed by
13 the Commissioner of Internal Revenue), if such applica-
14 tion is filed no later than the due date of the Federal in-
15 come tax return (including any extension thereof) for the
16 applicant's second taxable year beginning after December
17 31, 2025. Any such revocation shall be effective (for pur-
18 poses of chapter 2 of the Internal Revenue Code of 1986
19 and title II of the Social Security Act (42 U.S.C. 401 et
20 seq.)), as specified in the application, either with respect
21 to the applicant's first taxable year beginning after De-
22 cember 31, 2025, or with respect to the applicant's second
23 taxable year beginning after such date, and for all suc-
24 ceeding taxable years; and the applicant for any such rev-
25 ocation may not thereafter again file an application for
26 an exemption under such section 1402(e)(1). If the appli-

1 cation is filed after the due date of the applicant's Federal
2 income tax return for a taxable year and is effective with
3 respect to that taxable year, it shall include or be accom-
4 panied by payment in full of an amount equal to the total
5 of the taxes that would have been imposed by section 1401
6 of the Internal Revenue Code of 1986 with respect to all
7 of the applicant's income derived in that taxable year
8 which would have constituted net earnings from self-em-
9 ployment for purposes of chapter 2 of such Code (notwith-
10 standing paragraphs (4) and (5) of section 1402(c)) ex-
11 cept for the exemption under section 1402(e)(1) of such
12 Code.

13 (b) EFFECTIVE DATE.—Subsection (a) shall apply
14 with respect to service performed (to the extent specified
15 in such subsection) in taxable years beginning after De-
16 cember 31, 2025, and with respect to monthly insurance
17 benefits payable under title II of the Social Security Act
18 on the basis of the wages and self-employment income of
19 any individual for months in or after the calendar year
20 in which such individual's application for revocation (as
21 described in such subsection) is effective (and lump-sum
22 death payments payable under such title on the basis of
23 such wages and self-employment income in the case of
24 deaths occurring in or after such calendar year).

1 **SEC. 3. REPORT TO CONGRESS.**

2 Not later than 90 days after the date of enactment
3 of this Act, the Commissioner of Internal Revenue, in con-
4 sultation with the Commissioner of Social Security, shall
5 develop and submit to Congress a plan to inform duly or-
6 dained, commissioned, or licensed ministers of a church,
7 members of a religious order, and Christian Science prac-
8 titioners of their eligibility to revoke any prior election of
9 exemption from Social Security participation.

○